IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 30TH NOVEMBER 2007 / 9TH AGRAHAYANA 1929

Bail Appl..No. 7399 of 2007()

CR. 85/07 OF THIRUVALLA EXCISE RANGE
CMP.6633/2007 of J.M.F.C.,THIRUVALLA

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PETITIONER/ACCUSED NO.1

RAJAPPAN, AGED 52 YEARS,
KOLLAYIL HOUSE, VELIYANAD MURI,
VELIYANAD VILLAGE, KUTTANAD TALUK,
ALAPPUZHA.

BY ADV. SRI.AJITH MURALI

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 7399 of 2007

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Dated this the 30th day of November, 2007

O R D E R

Application for regular bail. The petitioner is the salesman in a toddy shop. He faces allegations under the Kerala Abkari Act. 900 ml. of arrack was allegedly found available in the toddy shop where the petitioner is employed. He was arrested on 19/11/2007 and continues in custody from that date. The petitioner has no history of any criminal antecedents, submits the learned Prosecutor.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) The petitioner shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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